

HOUSE BILL 1572

By Faison

AN ACT to amend Tennessee Code Annotated, Title 4, Chapter 29; Section 8-30-102; Title 41, Chapter 6, Part 2 and Title 41, Chapter 22, relative to the Tennessee rehabilitative initiative in correction board.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 4-29-237(a), is amended by deleting subdivision (56).

SECTION 2. Tennessee Code Annotated, Section 4-29-238(a), is amended by inserting the following as a new subdivision:

() Tennessee rehabilitative initiative in correction board, created by § 41-22-404;

SECTION 3. Tennessee Code Annotated, Section 41-22-405, is amended by deleting subsection (b) and substituting instead the following:

(b) The board shall consist of nine (9) voting members who are citizens and residents of Tennessee. The commissioner of correction or the commissioner's designee shall serve as an ex officio nonvoting member of the board.

SECTION 4. Tennessee Code Annotated, Section 41-22-405, is further amended by deleting subsection (d) and by substituting instead the following:

(d)

(1) Effective July 1, 2016, the board shall be vacated and new members appointed as prescribed in this section.

(2) In making initial appointments to the board:

(A) The two (2) members qualified pursuant to subdivisions (c)(1) and (2) shall be appointed for terms of one (1) year;

(B) The two (2) members qualified pursuant to subdivisions (c)(3) and (4) shall be appointed for terms of two (2) years;

(C) The two (2) members qualified pursuant to subdivisions (c)(5) and (6) shall be appointed to the board for terms of three (3) years; and

(D) The members qualified pursuant to subdivision (c)(7) shall be appointed to the board for terms of four (4) years.

(3) Upon the expiration of the initial terms as prescribed in subdivision (d)(2), all subsequent appointments shall be for terms of four (4) years.

(4) A vacancy occurring in the board shall be filled by the governor for the balance of the unexpired term. When a board member's term expires, the board may elect to have the incumbent continue to serve until a new appointment is made.

SECTION 5. Tennessee Code Annotated, Section 41-22-407, is amended by deleting subsection (b) and substituting instead the following:

(b) If appointed, the executive director shall serve at the pleasure of the board, subject to the commissioner's authority to reject a proposed appointment pursuant to subsection (a); however, the executive director shall not serve as a member of the board. The commissioner may remove the executive director for good cause after submitting the basis for removal in writing to the board.

SECTION 6. This act shall take effect upon becoming a law, the public welfare requiring it.